

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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MAILED

AUG 24 2005

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte ERIN M. BOURKE-DUNPHY  
and  
JEFF A. ZIMNIEWICZ

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Application No. 09/710,143

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on July 7, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On September 20, 2004, appellants filed a Reply Brief. In response to appellants' Reply Brief, the examiner mailed a Supplemental Examiner's Answer on March 25, 2005. On May 25, 2005, appellants filed a Supplemental Reply Brief in response to the Supplemental Examiner's Answer. There is no indication in the record that the examiner has responded to appellants' Supplemental Reply Brief filed on May 25, 2005.

Application No. 09/710,143

Accordingly, it is

ORDERED that the application is returned to the examiner to properly respond to appellants' Supplemental Reply Brief filed on May 25, 2005, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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